

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 8th day of October, 2002

Criminal Misc. Bail Application Number 935 of 2002

Order on the bail application

CRIMINAL SIDE

Teji Singh son of Sri Kanhayee Singh, resident of village Thari, P.S. Ramnagar, District Nainital

..... applicant(s)
Versus

State of Uttaranchal. Opposite Party.

Arising out of - Case Crime no.238 of 2002,
Under Sections 376, 323 of IPC,
P.S. Ramanagar
District Nainital

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and Sri D.K. Sharma, the learned A.G.A.

Perused the first information report as well as the statement under section 164 of Code of Criminal Procedure of the victim Smt. Kammo Devi. According to her, she had been raped by the applicant-accused while she was being taken to Medical Officer for her treatment and getting medicine by giving some intoxicant. Considering the fact that the relations have been abused by the applicant-accused, in my opinion it is not a fit case for bail.

Rejected.

(Irshad Hussain, J.)

08.10.02./B.